

September 22, 2005

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
The Portals  
445 12th Street, S.W.  
Washington, D.C. 20554

**Re: Subscriber Acknowledgement Report (September 22, 2005)  
Broadline Communications, Inc.; WC Docket No. 05-196**

Dear Ms. Dortch:

Broadline Communications, Inc. ("Broadline" or "Company"), through undersigned counsel and in response to the Commission's VoIP E911 Order ("Order") and the Public Notice issued by the Enforcement Bureau ("Bureau") on August 26, 2005 ("Public Notice"), submits this Subscriber Acknowledgement Report ("Report") to advise the Commission of the status of Broadline's efforts to comply with Commission Rule 9.5(e). Broadline previously filed two Subscriber Acknowledgement Reports with the Commission. The first one was filed on August 10, 2005 in response to the Bureau's July 26, 2005 Public Notice ("August 10 Report"), and the second one was filed on September 1, 2005 in response to the Bureau's August 26 Public Notice ("September 1 Report").

As requested in the Public Notice, Broadline responds to the following questions set out in the Public Notice:

- 1) **A detailed explanation regarding current compliance with the notice and warning sticker requirements if the provider did not notify and issue warning stickers or labels to 100% of its subscribers by the July 29, 2005 deadline. Providers expected to update this information include those that were in the process of providing notice and/or stickers to their subscribers, but had not completed the process by July 29, 2005.**

As explained in its September 1 Report, Broadline has sent customer notification and warning labels to 100% of its VoIP subscribers, both new and existing.

September 22, 2005  
Page 2

- 2) **A quantification of the percentage of the provider's subscribers that have submitted affirmative acknowledgements as of the date of the September 1 and September 22 reports, and an estimation of the percentage of subscribers from whom the provider does not expect to receive an acknowledgement by September 28, 2005.**

As of September 15, 2005, Broadline has obtained affirmative acknowledgement from approximately 71% of its VoIP subscriber base. Broadline cannot predict with certainty what its final response rate will be, but given the slow down in receipt of customers responses and the limited time remaining, the Company estimates that 20% of customers will still not have provided affirmative acknowledgement by September 28, 2005.

- 3) **A detailed description of any and all actions the provider plans to take towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory.**

As detailed in Broadline's August 10 and September 1 Reports, Broadline is continuing its campaign to contact and obtain affirmative acknowledgment from all its VoIP subscribers. Broadline has send out reminder notices and placed follow up calls to VoIP subscribers from whom the Company has not received affirmative acknowledgement. As part of its advisories, Broadline is notifying its VoIP subscribers that service may be restricted if Broadline does not receive affirmative acknowledgement prior to September 28, 2005.

- 4) **A detailed description of any and all plans to use a "soft" or "warm" disconnect (or similar) procedure for subscribers that fail to provide an affirmative acknowledgement by September 28, 2005.**

The Company is continuing to explore whether and how a "soft" disconnection could be implemented should the FCC clarify that "soft" disconnection is required for non-responsive customers. At this time, the Company anticipates that under a soft disconnection, non-911 outbound calls could receive a recording that directs the customer to customer service and 911 calls could be routed to 911 just as if the customer's account was in active status.

Respectfully submitted,

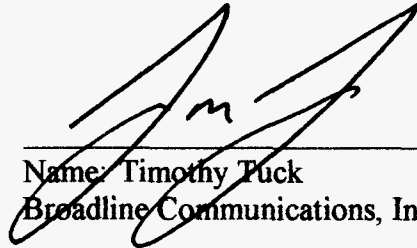


Jean L. Kiddoo  
Russell M. Blau  
Wendy M. Creeden

Counsel for Broadline Communications, Inc.

cc: Byron McCoy (FCC)  
Kathy Berthot (FCC)  
Janice Myles (FCC)  
Best Copy and Printing, Inc.  
Matthew Fiel (Broadline)  
Timothy Tuck (Broadline)

I, Timothy Tuck, state that I am authorized to submit the forgoing *Subscriber Acknowledgement Report* ("*Report*") on behalf of Broadline Communications, Inc.; that the *Report* was prepared under my direction and supervision; and I declare under penalty of perjury that the *Report* is true and correct to the best of my knowledge, information, and belief.



---

Name: Timothy Tuck  
Broadline Communications, Inc.